

John L. Burris, Esq. (SBN: 69888)
john.burris@johnburrislaw.com

LAW OFFICES
7677 Oakport Street, Ste. 1120
Oakland, CA 94621

Gayla B. Libet, Esq. (SBN: 109173)
glibet@sbcglobal.net

LAW OFFICES
486 41st Street, #3
Oakland, CA 94609

Attorneys for Plaintiffs
LIONEL ALLEN, RALPH DAVIS, MICHAEL OATEZ,
MONICA OATEZ, M.O., MICHAEL FLEURY and JOHNNY STOKES

Kimberly E. Colwell, Esq. (SBN: 127604)
kcolwell@meyersnave.com

Tricia L. Hynes, Esq. (SBN: 212550)
thynes@meyersnave.com

MEYERS, NAVF, RIBACK, SILVER & WILSON
555 12th Street, Suite 1500
Oakland, CA 94607
Telephone: (510) 808-2000
Facsimile: (510) 444-1108

Attorneys for Defendants
CITY OF SAN LEANDRO and
CHIEF JOSEPH KITCHEN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LIONEL N. ALLEN; RALPH P. DAVIS;
MICHAEL OATEZ; MONICA OATEZ;
M.O., a minor, by and through her guardian ad
litem, MICHAEL OATEZ; MICHAEL A.
FLEURY; and, JOHNNY D. STOKES,

Plaintiffs,

V.

CITY OF SOUTH SAN FRANCISCO; a municipal corporation; JOSEPH KITCHEN, in his capacity as Chief of Police for CITY OF SAN LEANDRO; and, DOES 1-25, inclusive, individually, and in their capacity as San Leandro police officers,

Defendants.

Case No: C07-03509 PJH

**PARTIES' STIPULATION AND [Proposed]
ORDER ALLOWING PLAINTIFFS TO
FILE A FIRST AMENDED COMPLAINT**

Complaint Filed: July 5, 2007

1 THE PARTIES HEREBY STIPULATE TO THE FOLLOWING:

2 Plaintiffs will be filing a First Amended Complaint within the next thirty days. As such, the
3 Defendants will not be filing a responsive pleading to the Complaint currently on file, but will file a
4 responsive pleading to the First Amended Complaint.

5
6 Dated: November 27, 2007

Respectfully submitted,

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
LAW OFFICES OF GAYLA B. LIBET

By: _____ /s/

Gayla B. Libet
Attorneys for Plaintiffs
LIONEL ALLEN, RALPH DAVIS, MICHAEL OATEZ,
MONICA OATEZ, M.O., MICHAEL FLEURY and
JOHNNY STOKES

Dated: November 27, 2007

Respectfully submitted,

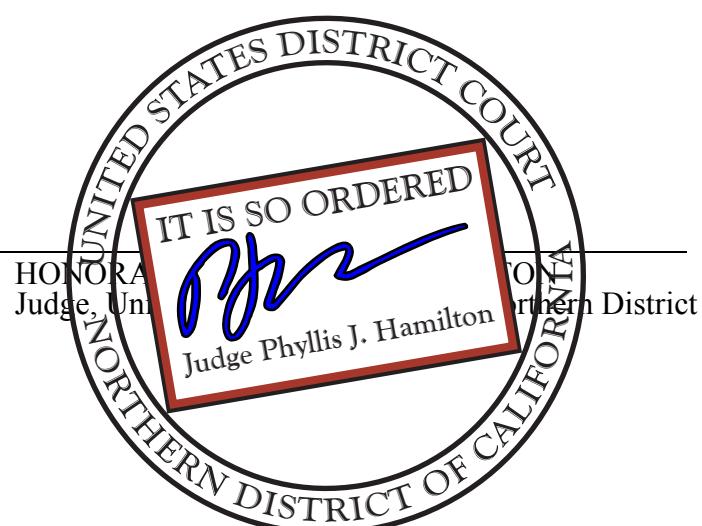
MEYERS, NAVF, RIBACK, SILVER & WILSON

By: _____ /s/

Tricia L. Hynes
Attorneys for Defendants
CITY OF SAN LEANDRO and
CHIEF JOSEPH KITCHEN

IT IS SO ORDERED:

Dated: 11/29/07



1032663_1.DOC